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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA
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11 UNITED STATES OF AMERICA,
12 Plaintiff,
13 v.
14 PATRICIA K. THOMAS,
15 Defendant and Judgment Debtor.
16
17 BRASHER'S SACRAMENTO AUTO
18 AUCTION,
19 Garnishee.

Misc. No. 2:11-MC-00064-LKK-KJN

Criminal No. 2:02CR00152-01 LKK

[proposed] ORDER RE STIPULATION
BETWEEN UNITED STATES AND
GARNISHEE BRASHER'S SACRAMENTO
AUTO AUCTION TO WITHDRAW UNITED
STATES' PETITION FOR ORDER TO SHOW
CAUSE

20 On December 21, 2011, the court entered, at plaintiff's request, an Order to Show
21 Cause concerning Garnishee Brasher's Sacramento Auto Auction, and set a show cause hearing date
22 of February 9, 2012. The United States of America and Garnishee Brasher's Sacramento Auto
23 Auction ("Brasher's") have entered into a stipulation to withdraw the United States' petition for an
24 order to show cause, filed herein on December 12, 2011. Upon review of the stipulation, IT IS
25 HEREBY ORDERED that:

- 26 1. The United States and Brasher's stipulation (Dkt. No. 26) is APPROVED.
27 2. Within 14 days of the date of this order, Brasher's will remit to the Court, as
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1 set forth below, the total sum of \$3,671.03, which represents the sum it was required under the writ
2 of garnishment to withhold from the wages of Judgment Debtor and Brasher's employee Patricia K.
3 Thomas ("Thomas") for the paychecks between July 15, 2011 (the date of service of the writ of
4 garnishment on Brasher's) and November 1, 2011 (the end of the bi-weekly pay period preceeding
5 the Court's November 14, 2011 interim order, Doc. #18), to be applied towards Thomas' restitution.

6 3. Brasher's shall remit the payment in United States currency, certified funds or
7 cashier's check. If payment is made by monetary instrument, the instrument must be made payable
8 to the "*Clerk of the Court*" and the face of the instrument must indicate that the payment is being
9 made on behalf of "*Patricia K. Thomas, Criminal Case No. 2:02-CR-00152-LKK.*" The payment
10 must be delivered to:

11 Clerk of the Court
12 Robert Matsui Federal Courthouse
13 501 I Street, Suite 4-200
Sacramento, CA 95814.

14 4. The Order to Show Cause filed on December 21, 2011 (Dkt. No. 23), is
15 discharged, and the hearing thereon scheduled for February 9, 2012, is vacated.

16 IT IS SO ORDERED.

17 DATED: January 5, 2012

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20 KENDALL J. NEWMAN
21 UNITED STATES MAGISTRATE JUDGE
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